

DECLARATION FOR UTILITY PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter, which is claimed and for which a patent is sought on the invention entitled:

METHODS FOR MODIFYING PLANT BIOMASS AND TOLERANCE TO ABIOTIC STRESS

the specification of which is ____ attached hereto,
OR

Was filed on _____ and accorded Serial No. _____.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a) which states in relevant part: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98.

I hereby claim foreign priority benefits under Title 35 United States Code, § 119(a)-(d) or 365(a)-(b) of any foreign applications for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

I hereby claim the benefit of priority under Title 35 United States Code, § 119(e) of any United States provisional application(s) listed below:

<u>Provisional Serial No.:</u>	<u>Filing Date:</u>
60/227,439	August 22, 2000
60/310,847	August 9, 2001
60/135,134	May 20, 1999
60/125,814	March 23, 1999
60/336,049	November 19, 2001
60/338,692	December 11, 2001

I hereby claim the benefit under Title 35 United States Code, § 120 of any United States applications listed below and, insofar as this is a continuation-in-part application filed under the conditions set forth in 35 United States Code, § 120, which discloses and claims subject matter in addition to the prior copending application(s) listed below, I acknowledge the duty to disclose to the

United States Patent Office all information known to be material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application No.:</u>	<u>Filing Date:</u>
10/374,780	February 25, 2003
09/506,720	February 17, 2000
10/412,699	April 10, 2003
09/533,392	March 22, 2000
09/533,029	March 22, 2000
09/532,591	March 22, 2000
09/713,994	November 16, 2000
09/996,140	November 26, 2001
09/823,676	April 2, 2001
10/421,138	April 23, 2003
09/934,455	August 22, 2001
09/533,030	March 22, 2000
10/225,068	August 9, 2002
10/225,066	August 9, 2002
10/225,067	August 9, 2002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint coinventor: **CAI-ZHONG JIANG**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

Residence: Fremont, California

Post Office Address: 34495 Heathrow Terrace, Fremont, California 94555

Full name of second joint coinventor: **JACQUELINE E. HEARD**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

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Post Office Address: 21 Whittaker Drive, Stonington, Connecticut 06378

Full name of third joint coinventor: **OLIVER RATCLIFFE**

Inventor's signature: _____

Date: _____

Citizenship: Great Britain

Residence: Oakland, California

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Full name of fourth joint coinventor: **NEAL GUTTERSON**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

Residence: Oakland, California

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Full name of fifth joint coinventor: **FREDERICK HEMPEL**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

Residence: Albany, California

Post Office Address: 1101 Nielson Street, Albany, California 94706

Full name of sixth joint coinventor: **RODERICK W. KUMIMOTO**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

Residence: San Bruno, California

Post Office Address: 517 Oak Street, San Bruno, California 94066

Full name of seventh joint coinventor: **JAMES S. KEDDIE**

Inventor's signature: _____

Date: _____

Citizenship: Great Britain

Residence: San Mateo, California

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Full name of third joint coinventor: **BRADLEY K. SHERMAN**

Inventor's signature: _____

Date: _____

Citizenship: United States of America

Residence: Berkeley, California

Post Office Address: 1039 Overlook Road, Berkeley, California 94708